

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
HELENA DIVISION**

FILED

MAR 22 2018

Clerk, U.S. District Court
District Of Montana
Helena

ST. PETER'S HOSPITAL and
MOUNTAIN STATES
HEALTHCARE RECIPROCAL RISK
RETENTION GROUP and
COLUMBIA CASUALTY
COMPANY,

Plaintiffs,

vs.

LEXINGTON INSURANCE
COMPANY,

Defendant.

No. CV 16-91-H-SEH

ORDER

Pending before the Court is Plaintiffs' Unopposed Motion In Limine Re Damages.¹ On March 14, 2018, the Court ordered that this phase of litigation be limited to "issues related to the duty to defend contained in Count I of Plaintiffs' Complaint."²

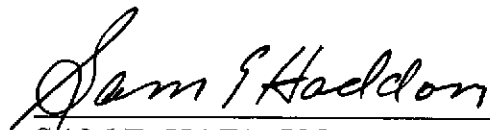
¹ Doc. 79

² Doc. 66 at 1.

ORDERED:

During the duty to defend phase of litigation, the parties are precluded from introducing any comment, argument, testimony, or evidence concerning damages in the Underlying Suit, *Fisher v. St. Peter's Hospital, et al*, ADV 2014-722, First Judicial District, Lewis & Clark County, Montana, or this suit.

DATED this 22nd day of March, 2018.

A handwritten signature in cursive script, reading "Sam E. Haddon", written over a horizontal line.

SAM E. HADDON

United States District Judge